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Oceans and the law of the sea: sustainable fisheries, including through the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, and related instruments

Australia, Brazil, Chile, Cyprus, Denmark, Iceland, Nauru, New Zealand, Norway and Trinidad and Tobago: draft resolution

Sustainable fisheries, including through the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, and related instruments

The General Assembly,

Reaffirming its annual resolutions on sustainable fisheries, including resolution 66/68 of 6 December 2011, and other relevant resolutions,

Recalling the relevant provisions of the United Nations Convention on the Law of the Sea ("the Convention"),[1] and bearing in mind the relationship between the Convention and the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks ("the Agreement"),[2]

Noting with appreciation the activities organized by the Secretary-General to mark the commemoration of the thirtieth anniversary of the opening for signature of the Convention, in cooperation with States, United Nations agencies, funds and programmes, intergovernmental and non-governmental organizations and other relevant bodies, and welcoming the Declaration on the thirtieth anniversary of the

[1] United Nations, *Treaty Series*, vol. 1833, No. 31363.
[2] Ibid., vol. 2167, No. 37924.

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opening for signature of the 1982 United Nations Convention on the Law of the Sea adopted by States Parties to the Convention at their twenty-second meeting,[3]

Welcoming the ratifications of and accessions to the Agreement and the fact that a growing number of States, entities referred to in the Convention and in article 1, paragraph 2 (b), of the Agreement, and subregional and regional fisheries management organizations and arrangements, have taken measures, as appropriate, towards the implementation of the provisions of the Agreement, in order to improve their management regimes,

Welcoming also the work of the Food and Agriculture Organization of the United Nations and its Committee on Fisheries, and recognizing in particular the Code of Conduct for Responsible Fisheries of the Food and Agriculture Organization of the United Nations ("the Code")[4] and other related instruments, including the international plans of action, which set out principles and global standards of behaviour for responsible practices for conservation of fisheries resources and the management and development of fisheries, as well as the 2005 Rome Declaration on Illegal, Unreported and Unregulated Fishing,[5]

Welcoming further the outcomes, including the decisions and recommendations, of the thirtieth session of the Committee on Fisheries, held in Rome from 9 to 13 July 2012,[6]

Noting with concern that effective management of marine capture fisheries has been made difficult in some areas by unreliable information and data caused by, inter alia, unreported and misreported fish catch and fishing effort and that this lack of accurate data contributes to overfishing in some areas,

Recognizing the significant contribution of sustainable fisheries to food security, income, wealth and poverty alleviation for present and future generations,

Welcoming in this regard the outcome document of the United Nations Conference on Sustainable Development, held in Rio de Janeiro, Brazil, from 20 to 22 June 2012 ("The future we want"), as endorsed by the General Assembly in its resolution 66/288 of 27 July 2012,

Recalling that in "The future we want", States were encouraged to give due consideration to implementing the Voluntary Guidelines on the Responsible Governance of Tenure of Land, Fisheries and Forests in the Context of National Food Security of the Committee on World Food Security of the Food and Agriculture Organization of the United Nations,

Noting the ongoing work of the Food and Agriculture Organization of the United Nations on the development of international guidelines on small-scale fisheries, including the conduct of further national and regional consultations and the convening of an intergovernmental technical consultation from 20 to 24 May 2013,

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[3] SPLOS/249.

[4] *International Fisheries Instruments with Index* (United Nations publication, Sales No. E.98.V.11), sect. III.

[5] Food and Agriculture Organization of the United Nations, *Outcome of the Ministerial Meeting on Fisheries, Rome, 12 March 2005* (CL 128/INF/11), appendix B.

[6] See Food and Agriculture Organization of the United Nations, *Report of the thirtieth session of the Committee on Fisheries, Rome, 9-13 July 2012*, FAO Fisheries and Aquaculture Report No. 1012 (FIPI/R1012 (En)).

Noting also the completion by the Food and Agriculture Organization of the United Nations, the International Labour Organization and the International Maritime Organization of new guidelines to assist competent authorities in the implementation of voluntary instruments on the design, construction and equipment of fishing vessels and a new safety standard for small fishing vessels,[7]

Recognizing the urgent need for action at all levels to ensure the long-term sustainable use and management of fisheries resources through the wide application of the precautionary approach and ecosystem approaches,

Expressing concern over the current and projected adverse effects of climate change on food security and the sustainability of fisheries, and noting in that regard the work of the Intergovernmental Panel on Climate Change, the Food and Agriculture Organization of the United Nations and the United Nations Environment Programme,

Reaffirming its commitment to ensuring that conservation and management measures adopted by regional fisheries management organizations and arrangements are based on the best available scientific information,

Deploring the fact that fish stocks, including straddling fish stocks and highly migratory fish stocks, in many parts of the world are overfished or subject to sparsely regulated and heavy fishing efforts, as a result of, inter alia, illegal, unreported and unregulated fishing, inadequate flag State control and enforcement, including monitoring, control and surveillance measures, inadequate regulatory measures, harmful fisheries subsidies and overcapacity, as well as inadequate port State control, as highlighted in the report of the Food and Agriculture Organization of the United Nations, *The State of World Fisheries and Aquaculture 2012*,[8]

Expressing its support for accelerating work to complete the ongoing negotiations in the World Trade Organization to strengthen disciplines on subsidies in the fisheries sector, including through the prohibition of certain forms of fisheries subsidies that contribute to overcapacity and overfishing,

Concerned that only a limited number of States have taken measures to implement, individually and through regional fisheries management organizations and arrangements, the International Plan of Action for the Management of Fishing Capacity adopted by the Food and Agriculture Organization of the United Nations,[9]

Recalling the International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing adopted by the Food and Agriculture Organization of the United Nations,[9]

Particularly concerned that illegal, unreported and unregulated fishing constitutes a serious threat to fish stocks and marine habitats and ecosystems, to the detriment of sustainable fisheries as well as the food security and the economies of many States, particularly developing States,

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[7] International Maritime Organization "Guidelines to assist competent authorities in the implementation of part B of the Code of Safety for fishermen and fishing vessels, the Voluntary Guidelines for the design, construction and equipment of small fishing vessels, and the Safety Recommendations for decked fishing vessels of less than 12 metres in length and undecked fishing vessels" (MSC 89/25/Add.1), annex 16.

[8] Available from www.fao.org/publications/en.

[9] Available from http://www.fao.org/documents/en.

Concerned that some operators increasingly take advantage of the globalization of fishery markets to trade fishery products stemming from illegal, unreported and unregulated fishing and make economic profits from those operations, which constitutes an incentive for them to pursue their activities,

Recognizing that effective deterrence and combating of illegal, unreported and unregulated fishing has significant financial and other resource implications,

Recognizing also the duty provided in the Convention, the Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas ("the Compliance Agreement"),[10] the Agreement and the Code for flag States to exercise effective control over fishing vessels flying their flag, and vessels flying their flag which provide support to fishing vessels, to ensure that the activities of such fishing and support vessels do not undermine the effectiveness of conservation and management measures taken in accordance with international law and adopted at the national, subregional, regional or global levels,

Recognizing further the importance of adequately regulating, monitoring and controlling trans-shipment at sea to contribute to combating illegal, unreported and unregulated fishing activities,

Acknowledging the convening by the Food and Agriculture Organization of the United Nations of the resumed session of the Technical Consultation on Flag State Performance in Rome, from 5 to 9 March 2012, and noting the request of the Committee on Fisheries at its thirtieth session to convene the second resumed session of the Technical Consultation,

Noting the obligation of all States, in accordance with international law, as reflected in the relevant provisions of the Convention, to cooperate in the conservation and management of living marine resources, and recognizing the importance of coordination and cooperation at the global, regional, subregional and national levels in the areas, inter alia, of marine scientific research, data collection, information-sharing, capacity-building and training for the conservation, management and sustainable development of living marine resources,

Acknowledging the importance of ocean data buoy systems moored in areas beyond national jurisdiction to sustainable development, promoting safety at sea and limiting human vulnerability to natural disasters, due to their use in weather and marine forecasts, fisheries management, tsunami forecasts and climate prediction, and expressing concern that most damage to ocean data buoys, such as moored buoys and tsunameters, frequently results from actions taken by some fishing operations which render the buoys inoperable,

Welcoming, in this regard, the adoption of measures by States, individually or through regional fisheries management organizations and arrangements, to protect ocean data buoy systems from the impacts of fishing activities,

Recognizing the need for States, individually and through regional fisheries management organizations and arrangements, to continue to develop and implement, consistent with international law, effective port State measures to combat overfishing and illegal, unreported and unregulated fishing, the critical need for cooperation with developing States to build their capacity and the importance of

[10] United Nations, *Treaty Series*, vol. 2221, No. 39486.

cooperation between the Food and Agriculture Organization of the United Nations and the International Maritime Organization in this regard,

Noting with satisfaction the ratification of, accessions to and approval of the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing of the Food and Agriculture Organization of the United Nations,[11]

Welcoming the endorsement by the Committee on Fisheries at its thirtieth session of terms of reference for the ad hoc working group envisioned in article 21 of the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing, to be applied when this Agreement enters into force,

Noting the success of the first regional capacity-development workshop convened by the Food and Agriculture Organization of the United Nations, held in Bangkok from 23 to 27 April 2012, in the context of its series of regional capacity development workshops to prepare for the entry into force of the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing,

Welcoming the convening of the fourth Global Fisheries Enforcement Training Workshop to be held in Costa Rica in 2013,

Concerned that marine pollution from all sources constitutes a serious threat to human health and safety, endangers fish stocks, marine biodiversity and marine and coastal habitats and has significant costs to local and national economies,

Recognizing that marine debris is a global transboundary pollution problem and that due to the many different types and sources of marine debris, different approaches to their prevention and removal are necessary, including the need to identify such sources,

Noting that the contribution of sustainable aquaculture to global fish supplies continues to respond to opportunities in developing countries to enhance local food security and poverty alleviation and, together with the efforts of other aquaculture-producing countries, will make a significant contribution to meeting future demands in fish consumption, bearing in mind article 9 of the Code,

Reaffirming the importance of sustainable aquaculture to food security, and concerned about the potential effects of genetically engineered aquatic fish species on the health and sustainability of wild fish stocks,

Calling attention to the particular vulnerabilities of small island developing States, other developing coastal States and subsistence fishing communities whose livelihoods, economic development and food security are heavily dependent on sustainable fisheries and will suffer disproportionately if sustainable fisheries are negatively affected,

Calling attention also to the circumstances affecting fisheries in many developing States, in particular African States and small island developing States, and recognizing the urgent need for capacity-building, including the transfer of

[11] Food and Agriculture Organization of the United Nations, *Report of the Conference of FAO, Thirty-sixth Session, Rome, 18-23 November 2009* (C 2009/REP and Corr.1), appendix E.

marine technology and in particular fisheries-related technology, to enhance the ability of such States to exercise their rights in order to realize the benefits from fisheries resources and fulfil their obligations under international instruments,

Recognizing the need to adopt, implement and enforce appropriate measures to minimize by-catch, waste, discards, including high-grading, loss of fishing gear and other factors that adversely affect the sustainability of fish stocks and ecosystems and, consequently, can also have harmful effects on the economies and food security of small island developing States, other developing coastal States and subsistence fishing communities,

Recognizing also the need to further integrate ecosystem approaches into fisheries conservation and management and, more generally, the importance of applying ecosystem approaches to the management of human activities in the ocean, and noting in this regard the Reykjavik Declaration on Responsible Fisheries in the Marine Ecosystem,[12] the work of the Food and Agriculture Organization of the United Nations related to guidelines for the implementation of the ecosystem approach to fisheries management and the importance of this approach to relevant provisions of the Agreement and the Code, as well as decision VII/11[13] and other relevant decisions of the Conference of the Parties to the Convention on Biological Diversity,

Recognizing further the economic and cultural importance of sharks in many countries, the biological importance of sharks in the marine ecosystem as key predatory species, the vulnerability of certain shark species to overexploitation, the fact that some are threatened with extinction, the need for measures to promote the long-term conservation, management and sustainable use of shark populations and fisheries, and the relevance of the International Plan of Action for the Conservation and Management of Sharks, adopted by the Food and Agriculture Organization of the United Nations in 1999, in providing guidance on the development of such measures,

Welcoming in this regard the review of the implementation of the International Plan of Action for the Conservation and Management of Sharks by the Food and Agriculture Organization of the United Nations and its ongoing work in this regard,

Noting with concern that basic data on shark stocks and harvests continue to be lacking and that not all regional fisheries management organizations and arrangements have adopted conservation and management measures for directed shark fisheries and for the regulation of by-catch of sharks from other fisheries,

Welcoming science-based measures taken by States to conserve and sustainably manage sharks, and noting in this respect management measures taken by coastal States, including limits on catch or fishing effort, technical measures, including by-catch reduction measures, sanctuaries, closed seasons and areas and monitoring, control and surveillance,

Recognizing the importance of marine species occupying low trophic levels in the ecosystem and for food security, and the need to ensure their long-term sustainability,

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[12] E/CN.17/2002/PC.2/3, annex.

[13] See United Nations Environment Programme, document UNEP/CBD/COP/7/21, annex.

Expressing concern over continued incidental mortality, in fishing operations, of seabirds, particularly albatrosses and petrels, as well as other marine species, including sharks, fin-fish species, marine mammals and marine turtles, while recognizing considerable efforts by States and through various regional fisheries management organizations and arrangements to reduce incidental mortality as a result of by-catch,

I
Achieving sustainable fisheries

1. *Reaffirms* the importance it attaches to the long-term conservation, management and sustainable use of the living marine resources of the world's oceans and seas and the obligations of States to cooperate to this end, in accordance with international law, as reflected in the relevant provisions of the Convention,[1] in particular the provisions on cooperation set out in Part V and Part VII, section 2, of the Convention, and where applicable, the Agreement;[2]

2. *Notes with satisfaction* that in "The future we want" States addressed the sustainable development of fisheries, recognized the significant contribution of fisheries to the three dimensions of sustainable development and stressed the crucial role of healthy marine ecosystems, sustainable fisheries and sustainable aquaculture for food security and nutrition and in providing for the livelihoods of millions of people;

3. *Notes in this regard* that the Committee on Fisheries of the Food and Agriculture Organization of the United Nations, in its report on its thirtieth session,[6] urged the Food and Agriculture Organization of the United Nations to reinforce its emphasis on fish as food, and encourages the Food and Agriculture Organization of the United Nations to give due priority to these issues in its future work;

4. *Encourages* States to give due priority to the implementation of the Plan of Implementation of the World Summit on Sustainable Development ("Johannesburg Plan of Implementation")[14] in relation to achieving sustainable fisheries, especially restoring depleted stocks to levels that can produce maximum sustainable yield on an urgent basis and, where possible, not later than 2015, and recalls that, in "The future we want", States committed themselves to intensifying their efforts to meet that target and to urgently taking the measures necessary to maintain or restore all stocks at least to levels that can produce the maximum sustainable yield, with the aim of achieving those goals in the shortest time feasible, as determined by their biological characteristics, and in order to achieve this, to urgently develop and implement science-based management plans, including by reducing or suspending fishing catch and effort commensurate with the status of the stock, consistent with international law, the applicable international instruments and relevant General Assembly resolutions and guidelines of the Food and Agriculture Organization of the United Nations;

5. *Urges* States, either directly or through appropriate subregional, regional or global organizations or arrangements, to intensify efforts to assess and address, as appropriate, the impacts of global climate change and ocean acidification on the

[14] *Report of the World Summit on Sustainable Development, Johannesburg, South Africa, 26 August-4 September 2002* (United Nations publication, Sales No. E.03.II.A.1 and corrigendum), chap. I, resolution 2, annex.

sustainability of fish stocks and the habitats that support them, in particular the most affected ones;

6. *Emphasizes* the obligations of flag States to discharge their responsibilities, in accordance with the Convention and the Agreement, to ensure compliance by vessels flying their flag with the conservation and management measures adopted and in force with respect to fisheries resources on the high seas;

7. *Calls upon* all States that have not done so, in order to achieve the goal of universal participation, to become parties to the Convention, which sets out the legal framework within which all activities in the oceans and seas must be carried out, taking into account the relationship between the Convention and the Agreement;

8. *Calls upon* all States, directly or through regional fisheries management organizations and arrangements, to apply widely, in accordance with international law and the Code,[4] the precautionary approach and ecosystem approaches to the conservation, management and exploitation of fish stocks, and also calls upon States parties to the Agreement to implement fully the provisions of article 6 of the Agreement as a matter of priority;

9. *Urges* States to increase their reliance on scientific advice in developing, adopting and implementing conservation and management measures, and to increase their efforts, including through international cooperation, to promote science for conservation and management measures that apply, in accordance with international law, the precautionary approach and ecosystem approaches to fisheries management, enhancing understanding of ecosystem approaches, in order to ensure the long-term conservation and sustainable use of living marine resources, and in this regard encourages the implementation of the Strategy for Improving Information on Status and Trends of Capture Fisheries of the Food and Agriculture Organization of the United Nations[15] as a framework for the improvement and understanding of fishery status and trends;

10. *Calls upon* all States, directly or through regional fisheries management organizations and arrangements, to apply stock-specific precautionary reference points, as described in annex II to the Agreement and in the Code, to ensure that populations of harvested stocks and, where necessary, associated or dependent species, are maintained at or restored to sustainable levels, and to use these reference points for triggering conservation and management action;

11. *Encourages* States to apply the precautionary approach and ecosystem approaches in adopting and implementing conservation and management measures addressing, inter alia, by-catch, pollution and overfishing, and protecting habitats of specific concern, taking into account existing guidelines developed by the Food and Agriculture Organization of the United Nations;

12. *Also encourages* States to enhance or develop observer programmes, individually or through regional fisheries management organizations or arrangements, in order to improve data collection on, inter alia, target and by-catch species, which could also assist monitoring, control and surveillance tools, and to take into account

[15] Food and Agriculture Organization of the United Nations, *Report of the twenty-fifth session of the Committee on Fisheries, Rome, 24-28 February 2003*, FAO Fisheries Report No. 702 (FIPL/R702 (En)), appendix H.

standards, forms of cooperation and other existing structures for such programmes as described in article 25 of the Agreement and article 5 of the Code;

13. *Calls upon* States and regional fisheries management organizations and arrangements to collect and, where appropriate, report to the Food and Agriculture Organization of the United Nations required catch and effort data, and fishery-related information, in a complete, accurate and timely way, including for straddling fish stocks and highly migratory fish stocks within and beyond areas under national jurisdiction, discrete high seas fish stocks, and by-catch and discards; and, where they do not exist, to establish processes to strengthen data collection and reporting by members of regional fisheries management organizations and arrangements, including through regular reviews of member compliance with such obligations, and, when such obligations are not met, require the member concerned to rectify the problem, including through the preparation of plans of action with timelines;

14. *Invites* States and regional fisheries management organizations and arrangements to cooperate with the Food and Agriculture Organization of the United Nations in the implementation and further development of the Fisheries Resources Monitoring System initiative;

15. *Reaffirms* paragraph 10 of resolution 61/105 of 8 December 2006, and calls upon States, including through regional fisheries management organizations or arrangements, to urgently adopt and implement measures to fully implement the International Plan of Action for the Conservation and Management of Sharks[9] for directed and non-directed shark fisheries, based on the best available scientific information, through, inter alia, limits on catch or fishing effort, by requiring that vessels flying their flag collect and regularly report data on shark catches, including species-specific data, discards and landings, undertaking, including through international cooperation, comprehensive stock assessments of sharks, reducing shark by-catch and by-catch mortality and, where scientific information is uncertain or inadequate, not increasing fishing effort in directed shark fisheries until measures have been established to ensure the long-term conservation, management and sustainable use of shark stocks and to prevent further declines of vulnerable or threatened shark stocks;

16. *Acknowledges* that the Committee on Fisheries of the Food and Agriculture Organization of the United Nations, at its thirtieth session, appreciated the review on the implementation of the International Plan of Action for the Conservation and Management of Sharks and called for further analysis, and for the inclusion of market States and an improved record of data collection;

17. *Calls upon* States to take immediate and concerted action to improve the implementation of and compliance with existing regional fisheries management organization or arrangement and national measures that regulate shark fisheries and incidental catch of sharks, in particular those measures which prohibit or restrict fisheries conducted solely for the purpose of harvesting shark fins and, where necessary, to consider taking other measures, as appropriate, such as requiring that all sharks be landed with each fin naturally attached;

18. *Calls upon* regional fisheries management organizations with the competence to regulate highly migratory species to strengthen or establish precautionary, science-based conservation and management measures, as appropriate,

for sharks taken in fisheries within their convention areas consistent with the International Plan of Action for the Conservation and Management of Sharks;

19. *Notes with satisfaction* the adoption of the Conservation Plan for the Memorandum of Understanding on the Conservation of Migratory Sharks, under the Convention on Migratory Species of Wild Animals, at the first Meeting of the Signatories to the Memorandum of Understanding on the Conservation of Migrating Sharks, held in Bonn, Germany, from 24 to 27 September 2012, and invites range States to consider signing and cooperating as partners, as referred to in the memorandum of understanding, and to consider associating themselves with the memorandum of understanding;[16]

20. *Urges* States to eliminate barriers to trade in fish and fisheries products which are not consistent with their rights and obligations under the World Trade Organization agreements, taking into account the importance of the trade in fish and fisheries products, particularly for developing countries;

21. *Recalls* that in "The future we want" States committed themselves to observing the need to ensure access to fisheries and the importance of access to markets by subsistence, small-scale and artisanal fisherfolk and women fish workers, as well as indigenous peoples and their communities, particularly in developing countries, especially small island developing States;

22. *Urges* States and relevant international and national organizations to provide for the participation of small-scale fishery stakeholders in related policy development and fisheries management strategies in order to achieve long-term sustainability for such fisheries, consistent with the duty to ensure the proper conservation and management of fisheries resources;

23. *Encourages* States, either directly or through competent and appropriate subregional, regional or global organizations and arrangements, to analyse, as appropriate, the impact of fishing for marine species corresponding to low trophic levels;

24. *Welcomes*, in this regard, the fact that the Committee on Fisheries of the Food and Agriculture Organization of the United Nations, at its thirtieth meeting, encouraged further studies on the impact of industrial fishing activities on species corresponding to low-trophic levels, in order to support the establishment of appropriate levels of catch and effort to mitigate their impact on the ecosystem;

25. *Invites* the Food and Agriculture Organization of the United Nations to consider the potential effects of genetically engineered fish species on the health and sustainability of wild fish stocks and to provide guidance, consistent with the Code, on minimizing harmful impacts in this regard;

[16] Available at: http://www.cms.int/species/sharks/sharks_mou.htm.

II
Implementation of the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks

26. *Calls upon* all States, and entities referred to in the Convention and in article 1, paragraph 2 (b), of the Agreement, that have not done so to ratify or accede to the Agreement and in the interim to consider applying it provisionally;

27. *Calls upon* States parties to the Agreement to effectively implement, as a matter of priority, the provisions of the Agreement through their domestic legislation and through regional fisheries management organizations and arrangements in which they participate;

28. *Emphasizes* the importance of those provisions of the Agreement relating to bilateral, subregional and regional cooperation in enforcement, and urges continued efforts in this regard;

29. *Urges* States parties to the Agreement, in accordance with article 21, paragraph 4, thereof to inform, either directly or through the relevant subregional or regional fisheries management organization or arrangement, all States whose vessels fish on the high seas in the same subregion or region of the form of identification issued by those States parties to officials duly authorized to carry out boarding and inspection functions in accordance with articles 21 and 22 of the Agreement;

30. *Also urges* States parties to the Agreement, in accordance with article 21, paragraph 4, thereof, to designate an appropriate authority to receive notifications pursuant to article 21 and to give due publicity to such designation through the relevant subregional or regional fisheries management organization or arrangement;

31. *Invites* regional fisheries management organizations and arrangements which have not yet done so to adopt procedures for high seas boarding and inspection that are consistent with articles 21 and 22 of the Agreement;

32. *Calls upon* States, individually and, as appropriate, through subregional and regional fisheries management organizations and arrangements with competence over discrete high seas fish stocks, to adopt the necessary measures to ensure the long-term conservation, management and sustainable use of such stocks in accordance with the Convention and consistent with the Code and the general principles set forth in the Agreement;

33. *Invites* States to assist developing States in enhancing their participation in regional fisheries management organizations or arrangements, including by facilitating access to fisheries for straddling fish stocks and highly migratory fish stocks, in accordance with article 25, paragraph 1 (b), of the Agreement, taking into account the need to ensure that such access benefits the developing States concerned and their nationals;

34. *Invites* States and international financial institutions and organizations of the United Nations system to provide assistance according to Part VII of the Agreement, including, if appropriate, the development of special financial mechanisms or instruments to assist developing States, in particular the least developed among them and small island developing States, to enable them to develop their national capacity to exploit fishery resources, including developing

their domestically flagged fishing fleet, value-added processing and the expansion of their economic base in the fishing industry, consistent with the duty to ensure the proper conservation and management of fisheries resources;

35. *Encourages* States, intergovernmental organizations, international financial institutions, national institutions and non-governmental organizations, as well as natural and juridical persons, to make voluntary financial contributions to the Assistance Fund established under Part VII of the Agreement;

36. *Encourages* the Food and Agriculture Organization of the United Nations and the Division for Ocean Affairs and the Law of the Sea of the Office of Legal Affairs of the Secretariat ("the Division") to continue their efforts to publicize the availability of assistance through the Assistance Fund;

37. *Encourages* accelerated progress by States, individually and, as appropriate, through subregional and regional fisheries management organizations and arrangements, regarding the recommendations of the Review Conference on the Agreement, held in New York from 22 to 26 May 2006,[17] and the identification of emerging priorities;

38. *Encourages* States, individually and, as appropriate, through subregional and regional fisheries management organizations and arrangements, to consider implementing, as appropriate, the recommendations of the resumed Review Conference, held in New York from 24 to 28 May 2010;[18]

39. *Recalls* paragraph 6 of its resolution 56/13 of 28 November 2001, and requests the Secretary-General to convene a tenth round of informal consultations of States parties to the Agreement in 2014;

40. *Reaffirms its request* that the Food and Agriculture Organization of the United Nations initiate arrangements with States for the collection and dissemination of data on fishing in the high seas by vessels flying their flag at the subregional and regional levels where no such arrangements exist;

41. *Also reaffirms its request* that the Food and Agriculture Organization of the United Nations revise its global fisheries statistics database to provide information on straddling fish stocks, highly migratory fish stocks and discrete high seas fish stocks on the basis of where the catch is taken;

III
Related fisheries instruments

42. *Emphasizes* the importance of the effective implementation of the provisions of the Compliance Agreement,[10] and urges continued efforts in this regard;

43. *Calls upon* all States and other entities referred to in article X, paragraph 1, of the Compliance Agreement that have not yet become parties to that Agreement to do so as a matter of priority and, in the interim, to consider applying it provisionally;

[17] See A/CONF.210/2006/15, annex.

[18] See A/CONF.210/2010/7, annex.

44. *Urges* States and subregional and regional fisheries management organizations and arrangements to implement and promote the application of the Code within their areas of competence;

45. *Urges* States to develop and implement, as a matter of priority, national and, as appropriate, regional plans of action to put into effect the international plans of action of the Food and Agriculture Organization of the United Nations;

46. *Encourages* the development of best practice guidelines for safety at sea in connection with marine fisheries by the competent international organizations;

47. *Welcomes* the adoption of the Cape Town Agreement of 2012 on the Implementation of the Provisions of the 1993 Protocol relating to the Torremolinos International Convention for the Safety of Fishing Vessels, 1977 by the International Maritime Organization, at the International Conference on the Safety of Fishing Vessels, held in Cape Town, South Africa, from 9 to 12 October 2012,[19] and encourages States to consider expressing their consent to be bound by this Agreement at the earliest opportunity;

IV
Illegal, unreported and unregulated fishing

48. *Emphasizes once again its serious concern* that illegal, unreported and unregulated fishing remains one of the greatest threats to fish stocks and marine ecosystems and continues to have serious and major implications for the conservation and management of ocean resources, as well as the food security and the economies of many States, particularly developing States, and renews its call upon States to comply fully with all existing obligations and to combat such fishing and urgently to take all necessary steps to implement the International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing;

49. *Recalls in this regard* that in "The future we want", States acknowledged that illegal, unreported and unregulated fishing deprive many countries of a crucial natural resource and remain a persistent threat to their sustainable development and recommitted to eliminate illegal, unreported and unregulated fishing as advanced in the Johannesburg Plan of Implementation, and to prevent and combat those practices, including by developing and implementing national and regional action plans in accordance with the International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing of the Food and Agriculture Organization of the United Nations, implementing, in accordance with international law, effective and coordinated measures by coastal States, flag States, port States, chartering nations and the States of nationality of the beneficial owners and others who support or engage in illegal, unreported and unregulated fishing by identifying vessels engaged in such fishing and by depriving offenders of the benefits accruing from it, as well as by cooperating with developing countries to systematically identify needs and build capacity, including support for monitoring, control, surveillance, compliance and enforcement systems;

50. *Urges* States to exercise effective control over their nationals, including beneficial owners, and vessels flying their flag, in order to prevent and deter them from engaging in illegal, unreported and unregulated fishing activities or supporting

[19] International Maritime Organization document SFV-P/CONF.1/16.

vessels engaging in illegal, unreported and unregulated fishing activities, including those vessels listed by regional fisheries management organizations or arrangements as engaged in those activities, and to facilitate mutual assistance to ensure that such actions can be investigated and proper sanctions imposed;

51. *Also urges* States to take effective measures, at the national, subregional, regional and global levels, to deter the activities, including illegal, unreported and unregulated fishing, of any vessel which undermines conservation and management measures that have been adopted by subregional and regional fisheries management organizations and arrangements in accordance with international law;

52. *Calls upon* States not to permit vessels flying their flag to engage in fishing on the high seas or in areas under the national jurisdiction of other States, unless duly authorized by the authorities of the States concerned and in accordance with the conditions set out in the authorization, and to take specific measures, including deterring the reflagging of vessels by their nationals, in accordance with the relevant provisions of the Convention, the Agreement and the Compliance Agreement, to control fishing operations by vessels flying their flag;

53. *Urges* States, individually and collectively through regional fisheries management organizations and arrangements, to develop appropriate processes to assess the performance of States with respect to implementing the obligations regarding fishing vessels flying their flag set out in relevant international instruments;

54. *Encourages* States within the Food and Agriculture Organization of the United Nations to continue the work of the Technical Consultation on Flag State Performance with regard to the draft criteria for flag State performance, assessing flag State performance and possible actions in accordance with international law to encourage compliance, and assistance to developing countries to improve their performance as flag States;

55. *Reaffirms* the need to strengthen, where necessary, the international legal framework for intergovernmental cooperation, in particular at the subregional and regional levels, in the management of fish stocks and in combating illegal, unreported and unregulated fishing, in a manner consistent with international law, and for States and entities referred to in the Convention and in article 1, paragraph 2 (b), of the Agreement to collaborate in efforts to address these types of fishing activities;

56. *Urges* regional fisheries management organizations and arrangements to further coordinate measures for combating illegal, unreported and unregulated fishing activities, such as through the development of a common list of vessels identified as engaged in illegal, unreported and unregulated fishing or the mutual recognition of the illegal, unreported and unregulated vessel lists established by each organization or arrangement;

57. *Reaffirms its call upon* States to take all necessary measures consistent with international law, without prejudice to a State's sovereignty over ports in its territory and to reasons of force majeure or distress, including the prohibition of vessels from accessing their ports followed by a report to the flag State concerned, when there is clear evidence that they are or have been engaged in or have supported illegal, unreported and unregulated fishing, or when they refuse to give information either on the origin of the catch or on the authorization under which the catch has been made;

58. *Reaffirms* paragraph 53 of resolution 64/72 of 4 December 2009 with regard to eliminating illegal, unreported and unregulated fishing by vessels flying "flags of convenience" and requiring that a "genuine link" be established between States and fishing vessels flying their flags, and urges States operating open registry to effectively control all fishing vessels flying their flag, as required by international law, or otherwise stop open registry for fishing vessels;

59. *Recognizes* the need for enhanced port State measures to combat illegal, unreported and unregulated fishing, and urges States to cooperate, in particular at the regional level and through subregional and regional fisheries management organizations and arrangements, to adopt all necessary port measures, consistent with international law taking into account article 23 of the Agreement, and to further promote the development and application of standards at the regional level;

60. *Encourages*, in this regard, States and regional economic integration organizations that have not yet done so to consider ratifying, accepting, approving or acceding to the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing[11] with a view to its early entry into force;

61. *Recalls* that in "The future we want" States that have signed the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing were called upon to expedite procedures for its ratification with a view to its early entry into force;

62. *Encourages* strengthened collaboration between the Food and Agriculture Organization of the United Nations and the International Maritime Organization, taking into account the respective competencies, mandates and experience of the two organizations, to combat illegal, unreported and unregulated fishing, particularly in improving the implementation of flag State responsibilities and port State measures;

63. *Encourages* States, with respect to vessels flying their flag, and port States, to make every effort to share data on landings and catch quotas, and in this regard encourages regional fisheries management organizations and arrangements to consider developing open databases containing such data for the purpose of enhancing the effectiveness of fisheries management;

64. *Calls upon* States to take all necessary measures to ensure that vessels flying their flag do not engage in trans-shipment of fish caught by fishing vessels engaged in illegal, unreported and unregulated fishing, through adequate regulation, monitoring and control of trans-shipment of fish at sea, including through additional national measures applicable to vessels flying their flag to prevent such trans-shipment;

65. *Urges* States, individually and through regional fisheries management organizations and arrangements, to adopt and implement internationally agreed market-related measures in accordance with international law, including principles, rights and obligations established in World Trade Organization agreements, as called for in the International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing;

66. *Encourages* information-sharing regarding emerging market- and trade-related measures by States and other relevant actors with appropriate international forums, given the potential implications of these measures for all States, consistent with the established plan of work of the Committee on Fisheries, and taking into

account the Technical Guidelines for Responsible Fish Trade of the Food and Agriculture Organization of the United Nations;[20]

67. *Notes* the concern expressed by the Committee on Fisheries of the Food and Agriculture Organization of the United Nations at its thirtieth meeting at the proliferation of private standards and ecolabelling schemes potentially leading to the creation of trade barriers and restrictions, and also notes the ongoing work by the Food and Agriculture Organization of the United Nations to develop an evaluation framework to assess the conformity of public and private ecolabelling schemes through the Guidelines for the Ecolabelling of Fish and Fishery Products from Marine Capture Fisheries;

68. *Also notes* the concerns about possible connections between transnational organized crime and illegal fishing in certain regions of the world, and encourages States, including through the appropriate international forums and organizations, to study the causes and methods of and contributing factors to illegal fishing to increase knowledge and understanding of those possible connections, and to make the findings publicly available, and in this regard takes note of the study issued by the United Nations Office on Drugs and Crime on transnational organized crime in the fishing industry, bearing in mind the distinct legal regimes and remedies under international law applicable to illegal fishing and transnational organized crime;

V
Monitoring, control and surveillance and compliance and enforcement

69. *Calls upon* States, in accordance with international law, to strengthen implementation of or, where they do not exist, adopt comprehensive monitoring, control and surveillance measures and compliance and enforcement schemes individually and within those regional fisheries management organizations or arrangements in which they participate, in order to provide an appropriate framework for promoting compliance with agreed conservation and management measures, and further urges enhanced coordination among all relevant States and regional fisheries management organizations and arrangements in these efforts;

70. *Encourages* further work by competent international organizations, including the Food and Agriculture Organization of the United Nations and subregional and regional fisheries management organizations and arrangements, to develop guidelines on flag State control of fishing vessels;

71. *Urges* States, individually and through relevant regional fisheries management organizations and arrangements, to establish mandatory vessel monitoring, control and surveillance systems, in particular to require that vessel monitoring systems be carried by all vessels fishing on the high seas as soon as practicable, recalling that paragraph 62 of resolution 63/112 of 5 December 2008 urged that large-scale fishing vessels be required to carry vessel monitoring systems no later than December 2008, and to share information on fisheries enforcement matters;

72. *Calls upon* States, individually and through regional fisheries management organizations or arrangements, to strengthen or establish, consistent with national and international law, positive or negative lists of vessels fishing

[20] Available from www.fao.org/fishery/publications/technical-guidelines/en.

within the areas covered by relevant regional fisheries management organizations and arrangements in order to promote compliance with conservation and management measures and to identify products from illegal, unreported and unregulated catches, and encourages improved coordination among all States and regional fisheries management organizations and arrangements in sharing and using this information, taking into account the forms of cooperation with developing States as set out in article 25 of the Agreement;

73. *Encourages* the Food and Agriculture Organization of the United Nations, in cooperation with States, regional economic integration organizations, the International Maritime Organization and, as appropriate, regional fisheries management organizations and arrangements, to expedite efforts to develop and manage a comprehensive global record of fishing vessels, refrigerated transport vessels and supply vessels, including a unique vessel identifier system, using the International Maritime Organization numbering system for fishing vessels above 100 gross register tonnage as a first step, and notes the outcomes achieved in this regard at the thirtieth session of the Committee on Fisheries of the Food and Agriculture Organization of the United Nations;

74. *Requests* States and relevant international bodies to develop, in accordance with international law, more effective measures to trace fish and fishery products to enable importing States to identify fish or fishery products caught in a manner that undermines international conservation and management measures agreed in accordance with international law, taking into account the special requirements of developing States and the forms of cooperation with developing States as set out in article 25 of the Agreement, and at the same time to recognize the importance of market access, in accordance with provisions 11.2.4, 11.2.5 and 11.2.6 of the Code, for fish and fishery products caught in a manner that is in conformity with such international measures;

75. *Requests* States to take the necessary measures, consistent with international law, to help to prevent fish and fishery products caught in a manner that undermines applicable conservation and management measures adopted in accordance with international law from entering international trade;

76. *Welcomes* the ongoing work of the Food and Agriculture Organization of the United Nations on the development of best practice guidelines for catch documentation schemes and traceability, in accordance with its agreed terms of reference and framework principles;

77. *Encourages* States to establish and undertake cooperative surveillance and enforcement activities in accordance with international law to strengthen and enhance efforts to ensure compliance with conservation and management measures, and prevent and deter illegal, unreported and unregulated fishing;

78. *Urges* States, directly and through regional fisheries management organizations or arrangements, to develop and adopt effective monitoring, control and surveillance measures for trans-shipment, as appropriate, in particular at-sea trans-shipment, in order to, inter alia, monitor compliance, collect and verify fisheries data, and to prevent and suppress illegal, unreported and unregulated fishing activities, in accordance with international law and, in parallel, to encourage and support the Food and Agriculture Organization of the United Nations in

studying the current practices of trans-shipment and produce a set of guidelines for this purpose;

79. *Expresses its appreciation* for financial contributions from States to improve the capacity of the existing voluntary International Monitoring, Control and Surveillance Network for Fisheries-Related Activities, and encourages States to join and actively participate in the Network and to consider supporting, when appropriate, its transformation in accordance with international law into an international unit with dedicated resources to further assist Network members, taking into account the forms of cooperation with developing States as set out in article 25 of the Agreement;

80. *Encourages* participation in the fourth Global Fisheries Enforcement Training Workshop, to be held in Costa Rica in 2013, supported by the International Monitoring, Control and Surveillance Network for Fisheries-Related Activities, in order to share information, experiences and technologies, foster coordination and improve skills among enforcement officials;

VI
Fishing overcapacity

81. *Calls upon* States to commit themselves to urgently reducing the capacity of the world's fishing fleets to levels commensurate with the sustainability of fish stocks, through the establishment of target levels and plans or other appropriate mechanisms for ongoing capacity assessment, while avoiding the transfer of fishing capacity to other fisheries or areas in a manner that undermines the sustainable management of fish stocks, including those areas where fish stocks are overexploited or in a depleted condition, and recognizing in this context the legitimate rights of developing States to develop their fisheries for straddling fish stocks and highly migratory fish stocks consistent with article 25 of the Agreement, article 5 of the Code, and paragraph 10 of the International Plan of Action for the Management of Fishing Capacity of the Food and Agriculture Organization of the United Nations;

82. *Reiterates its call upon* States, individually and through regional fisheries management organizations and arrangements, to ensure that the urgent actions required in the International Plan of Action for the Management of Fishing Capacity are undertaken expeditiously and that its implementation is facilitated without delay;

83. *Invites* the Food and Agriculture Organization of the United Nations to report on the state of progress in the implementation of the International Plan of Action for the Management of Fishing Capacity, as provided for in paragraph 48 of the Plan of Action;

84. *Calls upon* States individually and, as appropriate, through subregional and regional fisheries management organizations and arrangements with competence to regulate highly migratory species, urgently to address global fishing capacity for tunas, inter alia, in a way that recognizes the legitimate rights of developing States, in particular small island developing States, to participate in and benefit from such fisheries, taking into account the recommendations of the Joint Tuna Regional Fisheries Management Organizations International Workshop on RFMO Management of Tuna Fisheries, held in Brisbane, Australia, from 29 June to 1 July 2010 and the

recommendations of the third joint meeting of tuna regional fisheries management organizations and arrangements, in July 2011;

85. *Encourages* those States which are cooperating to establish subregional and regional fisheries management organizations and arrangements, taking into account the best scientific information available as well as the precautionary approach, to exercise voluntary restraint of fishing effort levels in those areas that will come under the regulation of the future organizations and arrangements until adequate regional conservation and management measures are adopted and implemented, taking into account the need to ensure the long-term conservation, management and sustainable use of the relevant fish stocks and to prevent significant adverse impacts on vulnerable marine ecosystems;

86. *Urges* States to eliminate subsidies that contribute to overfishing and overcapacity and to illegal, unreported and unregulated fishing, including by accelerating work to complete World Trade Organization negotiations on fisheries subsidies in accordance with the 2001 Doha Ministerial Declaration[21] to clarify and improve and the 2005 Hong Kong Ministerial Declaration[22] to strengthen disciplines on fisheries subsidies, taking into account the importance of the fisheries sector to developing countries;

87. *Recalls*, in this regard, that in "The future we want" States reaffirmed their commitment in the Johannesburg Plan of Implementation to eliminate subsidies that contribute to illegal, unreported and unregulated fishing and overcapacity, taking into account the importance of this sector to developing countries, and reiterated their commitment to conclude multilateral disciplines on fisheries subsidies that would give effect to the mandates of the World Trade Organization Doha Development Agenda[21] and the Hong Kong Ministerial Declaration to strengthen disciplines on subsidies in the fisheries sector, including through the prohibition of certain forms of fisheries subsidies that contribute to overcapacity and overfishing, recognizing that appropriate and effective special and differential treatment for developing and least developed countries should be an integral part of World Trade Organization fisheries subsidies negotiation, taking into account the importance of the sector to development priorities, poverty reduction and livelihood and food security concerns, and encouraged one another to further improve the transparency and reporting of existing fisheries subsidies programmes through the World Trade Organization and, given the state of fisheries resources, and without prejudicing the Doha and Hong Kong ministerial mandates on fisheries subsidies or the need to conclude these negotiations, to eliminate subsidies that contribute to overcapacity and overfishing, and to refrain from introducing new such subsidies or from extending or enhancing existing ones;

VII
Large-scale pelagic drift-net fishing

88. *Expresses concern* that, despite the adoption of General Assembly resolution 46/215 of 20 December 1991, the practice of large-scale pelagic drift-net fishing still exists and remains a threat to living marine resources;

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[21] A/C.2/56/7, annex.

[22] World Trade Organization, document WT/MIN(05)/DEC.

89. *Urges* States, individually and through regional fisheries management organizations and arrangements, to adopt effective measures, or strengthen existing measures, to implement and enforce the provisions of resolution 46/215 and subsequent resolutions on large-scale pelagic drift-net fishing in order to eliminate the use of large-scale pelagic drift nets in all seas and oceans, which means that efforts to implement resolution 46/215 should not result in the transfer to other parts of the world of drift nets that contravene the resolution;

90. *Also urges* States, individually and through regional fisheries management organizations and arrangements, to adopt effective measures, or strengthen existing measures, to implement and enforce the present global moratorium on the use of large-scale pelagic drift nets on the high seas, and calls upon States to ensure that vessels flying their flag that are duly authorized to use large-scale drift nets in waters under their national jurisdiction do not use such gear for fishing while on the high seas;

VIII
Fisheries by-catch and discards

91. *Urges* States, subregional and regional fisheries management organizations and arrangements and other relevant international organizations that have not done so to take action, including with consideration of the interests of developing coastal States and, as appropriate, subsistence fishing communities, to reduce or eliminate by-catch, catch by lost or abandoned gear, fish discards and post-harvest losses, including juvenile fish, consistent with international law and relevant international instruments, including the Code, and in particular to consider measures including, as appropriate, technical measures related to fish size, mesh size or gear, discards, closed seasons and areas and zones reserved for selected fisheries, particularly artisanal fisheries, the establishment of mechanisms for communicating information on areas of high concentration of juvenile fish, taking into account the importance of ensuring the confidentiality of such information, and support for studies and research that will reduce or eliminate by-catch of juvenile fish, and to ensure that these measures are implemented so as to optimize their effectiveness;

92. *Welcomes* the commitment of States in "The future we want" to enhance action to manage by-catch, discards and other adverse ecosystem impacts from fisheries, including by eliminating destructive fishing practices, consistent with international law, the applicable international instruments and relevant resolutions of the General Assembly and guidelines of the Food and Agriculture Organization of the United Nations;

93. *Calls upon* States, either individually, collectively or through regional fisheries management organizations and arrangements, to further study, develop and adopt effective management measures, taking into account the best available scientific information on fishing methods, including fish aggregating devices, to minimize by-catch;

94. *Also calls upon* States, either individually, collectively or through regional fisheries management organizations and arrangements, to collect the necessary data in order to evaluate and closely monitor the use of large-scale fish aggregating devices and others, as appropriate, and their effects on tuna resources and tuna behaviour and associated and dependent species, to improve management procedures to monitor the number, type and use of such devices and to mitigate possible negative effects

on the ecosystem, including on juveniles and the incidental by-catch of non-target species, particularly sharks and turtles, and notes in this regard the measures adopted by different regional fisheries management organizations and arrangements;

95. *Urgently calls upon* States, subregional and regional fisheries management organizations and arrangements and, where appropriate, other relevant international organizations to develop and implement effective management measures to reduce the incidence of catch of non-target species, including the utilization of selective fishing gear, where appropriate;

96. *Calls upon* States, subregional and regional fisheries management organizations and arrangements to adopt or improve measures to assess the impact of their fisheries on species caught as by-catch and to improve the comprehensiveness and accuracy of information and reporting on incidental catch of species caught as by-catch, including through adequate observer coverage and the use of modern technologies, and to provide assistance to developing States to meet data-collection and reporting obligations;

97. *Requests* States and regional fisheries management organizations and arrangements, as appropriate, to strengthen or establish data-collection programmes to obtain reliable species-specific estimates of shark, marine turtle, fin-fish, marine mammal and sea bird by-catch, and to promote further research on selective fishing gear and practices and on the use of appropriate by-catch mitigation measures;

98. *Encourages* States and entities referred to in the Convention and in article 1, paragraph 2 (b), of the Agreement to give due consideration to participation, as appropriate, in subregional and regional instruments and organizations with mandates to conserve non-target species taken incidentally in fishing operations;

99. *Encourages* States to strengthen, if necessary, the capacity of those subregional and regional fisheries management organizations and arrangements in which they participate to ensure the adequate conservation of non-target species taken incidentally in fishing operations, taking into consideration best practices for non-target species management, and to expedite their ongoing efforts in this regard;

100. *Requests* States and regional fisheries management organizations and arrangements urgently to implement, as appropriate, the measures recommended in the 2004 Guidelines to Reduce Sea Turtle Mortality in Fishing Operations[23] and the International Plan of Action for Reducing Incidental Catch of Seabirds in Longline Fisheries of the Food and Agriculture Organization of the United Nations in order to prevent the decline of sea turtles and seabird populations by minimizing by-catch and increasing post-release survival in their fisheries, including through research and development of gear and bait alternatives, promoting the use of available by-catch mitigation technology, and establishing and strengthening data-collection programmes to obtain standardized information to develop reliable estimates of the by-catch of these species;

101. *Welcomes* the *International Guidelines for Bycatch Management and Reduction of Discards* of the Food and Agriculture Organization of the United

[23] Food and Agriculture Organization of the United Nations, *Report of the Technical Consultation on Sea Turtles Conservation and Fisheries, Bangkok, Thailand, 29 November-2 December 2004*, FAO Fisheries Report No. 765 (FIRM/R765 (En)), appendix E.

Nations, and urges States, individually or through regional fisheries management organizations and arrangements, to implement them;

102. *Requests* States and regional fisheries management organizations and arrangements to continue to take urgent action to reduce the by-catch of seabirds, including albatrosses and petrels, in fisheries by adopting and implementing conservation measures consistent with the 2009 best practices technical guidelines of the Food and Agriculture Organization of the United Nations to support implementation of the International Plan of Action for Reducing Incidental Catch of Seabirds in Longline Fisheries and taking into account the work of the Agreement on the Conservation of Albatrosses and Petrels[24] and of organizations such as the Commission for the Conservation of Antarctic Marine Living Resources;

IX
Subregional and regional cooperation

103. *Urges* coastal States and States fishing on the high seas, in accordance with the Convention, the Agreement and other relevant instruments, to pursue cooperation in relation to straddling fish stocks and highly migratory fish stocks, either directly or through appropriate subregional or regional fisheries management organizations or arrangements, to ensure the effective conservation and management of such stocks;

104. *Urges* States fishing for straddling fish stocks and highly migratory fish stocks on the high seas, and relevant coastal States, where a subregional or regional fisheries management organization or arrangement has the competence to establish conservation and management measures for such stocks, to give effect to their duty to cooperate by becoming members of such an organization or participants in such an arrangement, or by agreeing to apply the conservation and management measures established by such an organization or arrangement, or to otherwise ensure that no vessel flying their flag is authorized to access the fisheries resources to which regional fisheries management organizations and arrangements or conservation and management measures established by such organizations or arrangements apply;

105. *Invites*, in this regard, subregional and regional fisheries management organizations and arrangements to ensure that all States having a real interest in the fisheries concerned may become members of such organizations or participants in such arrangements, in accordance with the Convention, the Agreement and the Code;

106. *Encourages* relevant coastal States and States fishing on the high seas for a straddling fish stock or a highly migratory fish stock, where there is no subregional or regional fisheries management organization or arrangement to establish conservation and management measures for such stocks, to cooperate to establish such an organization or enter into another appropriate arrangement to ensure the conservation and management of such stocks, and to participate in the work of the organization or arrangement;

107. *Urges* all signatory States and other States whose vessels fish within the area of the Convention on the Conservation and Management of Fishery Resources in the South-East Atlantic Ocean[25] for fishery resources covered by that Convention

[24] United Nations, *Treaty Series*, vol. 2258, No. 40228.

[25] Ibid., vol. 2221, No. 39489.

to become parties to that Convention as a matter of priority and, in the interim, to ensure that vessels flying their flags fully comply with the measures adopted;

108. *Welcomes* the recent entry into force of the South Indian Ocean Fisheries Agreement,[26] and encourages signatory States and States having a real interest to become parties to it;

109. *Takes note* of recent efforts at the regional level to promote responsible fishing practices, including combating illegal, unreported and unregulated fishing;

110. *Welcomes* the recent entry into force of the Convention on the Conservation and Management of High Seas Fishery Resources in the South Pacific Ocean,[27] and encourages further ratifications, accessions, acceptances and approvals of that Convention;

111. *Encourages* States, regional economic integration organizations and the entities referred to in article 1, paragraph 2 (b), of the Convention on the Conservation and Management of High Seas Fishery Resources in the South Pacific Ocean[27] that participated in the negotiation of that Convention to fully implement the voluntary interim measures that have been adopted to give effect to paragraphs 80 and 83 to 87 of General Assembly resolution 61/105 until conservation and management measures have been adopted;

112. *Also encourages* States, regional economic integration organizations and the entities referred to in article 1, paragraph 2 (b), of the Convention on the Conservation and Management of High Seas Fishery Resources in the South Pacific Ocean that participated in the negotiation of that Convention to fully implement the voluntary interim measures that have been adopted and to voluntarily restrain fishing effort and catches to avoid overexploitation of certain pelagic fisheries resources in the area to which that Convention applies until conservation and management measures have been adopted;

113. *Notes with satisfaction* the opening for signature of the Convention on the Conservation and Management of High Seas Fisheries Resources in the North Pacific Ocean, and encourages States participating in the negotiation of this Convention to fully implement interim voluntary measures adopted in accordance with paragraphs 80 and 83 to 87 of resolution 61/105 and paragraphs 117, 119, 120, 122 and 123 of resolution 64/72;

114. *Takes note* of the ongoing efforts of the members of the Indian Ocean Tuna Commission to strengthen the functioning of the Commission so that it can more effectively discharge its mandate, and invites the Food and Agriculture Organization of the United Nations to provide members of the Commission with the necessary assistance to this end;

115. *Encourages* signatory States and States having a real interest to become parties to the Convention for the Strengthening of the Inter-American Tropical Tuna Commission Established by the 1949 Convention between the United States of America and the Republic of Costa Rica;

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[26] Available from http://www.fao.org/fishery/rfb/siofa/en.

[27] Available from http://www.southpacificrfmo.org/about-the-sprfmo/.

116. *Urges* the Contracting Parties to the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries[28] that have not yet done so to approve the 2007 Amendment to the Convention with a view to its early entry into effect;

117. *Urges* further efforts by regional fisheries management organizations and arrangements, as a matter of priority, in accordance with international law, to strengthen and modernize their mandates and the measures adopted by such organizations or arrangements, and to implement modern approaches to fisheries management, as reflected in the Agreement and other relevant international instruments, relying on the best scientific information available and application of the precautionary approach and incorporating an ecosystem approach to fisheries management and biodiversity considerations, including the conservation and management of ecologically related and dependent species and protection of their habitats, where these aspects are lacking, to ensure that they effectively contribute to long-term conservation and management and sustainable use of living marine resources, and welcomes those regional fisheries management organizations and arrangements that have taken steps in this direction;

118. *Calls upon* regional fisheries management organizations with the competence to conserve and manage highly migratory fish stocks that have not yet adopted effective conservation and management measures in line with the best scientific information available to conserve and manage stocks falling under their mandate to do so urgently;

119. *Urges* States to strengthen and enhance cooperation among existing and developing regional fisheries management organizations and arrangements in which they participate, including increased communication and further coordination of measures, such as through the holding of joint consultations, and to strengthen integration, coordination and cooperation by such regional fisheries management organizations and arrangements with other relevant fisheries organizations, regional seas arrangements and other relevant international organizations;

120. *Urges* the five regional fisheries management organizations with competence to manage highly migratory species to continue to take measures to implement the Course of Actions adopted at the second joint meeting of tuna regional fisheries management organizations and arrangements and to consider the recommendations of the third joint meeting of tuna regional fisheries management organizations and arrangements;

121. *Invites* States and regional fisheries management organizations and arrangements with competence to manage straddling fish stocks to share experiences and good practices, for example by considering organizing joint meetings, where appropriate;

122. *Urges* regional fisheries management organizations and arrangements to improve transparency and to ensure that their decision-making processes are fair and transparent, rely on the best scientific information available, incorporate the precautionary approach and ecosystem approaches, address participatory rights, including through, inter alia, the development of transparent criteria for allocating fishing opportunities which reflects, where appropriate, the relevant provisions of

[28] United Nations, *Treaty Series*, vol. 1135, No. 17799.

the Agreement, taking due account, inter alia, of the status of the relevant stocks and the respective interests in the fishery;

123. *Welcomes* the fact that a number of regional fisheries management organizations and arrangements have completed performance reviews, encourages the implementation, as appropriate, of the recommendations of their respective reviews as a matter of priority, and in this regard welcomes the 2012 performance review of the North Atlantic Salmon Conservation Organization and the 2012 performance review of the Western and Central Pacific Fisheries Commission;

124. *Urges* States, through their participation in regional fisheries management organizations and arrangements that have not done so, to undertake, on an urgent basis, performance reviews of those regional fisheries management organizations and arrangements, initiated either by the organization or arrangement itself or with external partners, including in cooperation with the Food and Agriculture Organization of the United Nations, using transparent criteria based on the provisions of the Agreement and other relevant instruments, and taking into account the best practices of regional fisheries management organizations or arrangements and, as appropriate, any set of criteria developed by States or other regional fisheries management organizations or arrangements, and encourages that such performance reviews include some element of independent evaluation and propose means for improving the functioning of the regional fisheries management organization or arrangement, as appropriate;

125. *Calls upon* States, through their participation in regional fisheries management organizations and arrangements, to undertake performance reviews of those regional fisheries management organizations and arrangements on a regular basis, and to make the results publicly available, to implement the recommendations of such reviews and to strengthen the comprehensiveness of those reviews over time, as necessary;

126. *Recalls* that in "The future we want" States recognized the need for transparency and accountability in fisheries management by regional fisheries management organizations and the efforts already made by those regional fisheries management organizations that had undertaken independent performance reviews, called upon all regional fisheries management organizations to regularly undertake such reviews and to make the results publicly available, encouraged implementation of the recommendations of such reviews and recommended that the comprehensiveness of those reviews be strengthened over time, as necessary;

127. *Urges* States to cooperate, taking into account those performance reviews, to develop best practice guidelines for regional fisheries management organizations and arrangements and to apply, to the extent possible, those guidelines to organizations and arrangements in which they participate;

128. *Encourages* the development of regional guidelines for States to use in establishing sanctions for non-compliance by vessels flying their flag and by their nationals, to be applied in accordance with national law, that are adequate in severity for effectively securing compliance, deterring further violations and depriving offenders of the benefits deriving from their illegal activities, as well as in evaluating their systems of sanctions to ensure that they are effective in securing compliance and deterring violations;

X
Responsible fisheries in the marine ecosystem

129. *Urges* States, individually or through regional fisheries management organizations and arrangements, to enhance their efforts to apply an ecosystem approach to fisheries, taking into account paragraph 30 (d) of the Johannesburg Plan of Implementation;

130. *Encourages* States, individually or through regional fisheries management organizations and arrangements and other relevant international organizations, to work to ensure that fisheries and other ecosystem data collection is performed in a coordinated and integrated manner, facilitating incorporation into global observation initiatives, where appropriate;

131. *Calls upon* States and regional fisheries management organizations or arrangements, working in cooperation with other relevant organizations, including the Food and Agriculture Organization of the United Nations, the Intergovernmental Oceanographic Commission and the World Meteorological Organization, to adopt, as appropriate, measures to protect ocean data buoy systems moored in areas beyond national jurisdiction from actions that impair their operation;

132. *Encourages* States to increase scientific research on the marine ecosystem in accordance with international law;

133. *Calls upon* States, the Food and Agriculture Organization of the United Nations and other specialized agencies, subregional and regional fisheries management organizations and arrangements, where appropriate, and other appropriate intergovernmental bodies, to cooperate in achieving sustainable aquaculture, including through information exchange, developing equivalent standards on such issues as aquatic animal health and human health and safety concerns, assessing the potential positive and negative impacts of aquaculture, including socioeconomics, on the marine and coastal environment, including biodiversity, and adopting relevant methods and techniques to minimize and mitigate adverse effects, and in this regard encourages the implementation of the 2007 Strategy and Outline Plan for Improving Information on Status and Trends of Aquaculture of the Food and Agriculture Organization of the United Nations,[29] as a framework for the improvement and understanding of aquaculture status and trends;

134. *Calls upon* States to take action immediately, individually and through regional fisheries management organizations and arrangements, and consistent with the precautionary approach and ecosystem approaches, to continue implementing the 2008 International Guidelines for the Management of Deep-Sea Fisheries in the High Seas of the Food and Agriculture Organization of the United Nations ("the Guidelines")[30] in order to sustainably manage fish stocks and protect vulnerable marine ecosystems, including seamounts, hydrothermal vents and cold water corals, from destructive fishing practices, recognizing the immense importance and value of deep sea ecosystems and the biodiversity they contain;

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[29] Available from www.fao.org/docrep/011/i0445t/i0445t00.htm.

[30] Food and Agriculture Organization of the United Nations, *Report of the Technical Consultation on International Guidelines for the Management of Deep-Sea Fisheries in the High Seas, Rome, 4-8 February and 25-29 August 2008*, FAO Fisheries and Aquaculture Report No. 881 (FIEP/R881 (Tri)), appendix F.

135. *Recalls* that in "The future we want" States committed to enhance actions to protect vulnerable marine ecosystems from significant adverse impacts, including through the effective use of impact assessments, consistent with international law, the applicable international instruments and relevant General Assembly resolutions and guidelines of the Food and Agriculture Organization of the United Nations;

136. *Reaffirms* the importance of paragraphs 80 to 90 of resolution 61/105, paragraphs 113 to 127 of resolution 64/72 and paragraphs 121 to 136 of resolution 66/68 addressing the impacts of bottom fishing on vulnerable marine ecosystems and the long-term sustainability of deep-sea fish stocks and the actions called for in those resolutions, and emphasizes the need for full implementation by all States and relevant regional fisheries management organizations and arrangements of their commitments under those paragraphs on an urgent basis;

137. *Recalls* that nothing in the paragraphs of resolutions 61/105, 64/72 and 66/68 addressing the impacts of bottom fishing on vulnerable marine ecosystems prejudices the sovereign rights of coastal States over their continental shelf or the exercise of the jurisdiction of coastal States with respect to their continental shelf under international law as reflected in the Convention, in particular article 77 thereof;

138. *Notes in this regard* the adoption by coastal States of conservation measures regarding their continental shelf to address the impacts of bottom fishing on vulnerable marine ecosystems, as well as their efforts to ensure compliance with those measures;

139. *Welcomes* the important progress made by States, regional fisheries management organizations and arrangements and those States participating in negotiations in establishing a regional fisheries management organization or arrangement competent to regulate bottom fisheries to implement paragraphs 80 and 83 to 87 of resolution 61/105, paragraphs 113, 117 and 119 to 124 of resolution 64/72 and paragraphs 121, 126, 129, 130 and 132 to 134 of resolution 66/68 and address the impacts of bottom fishing on vulnerable marine ecosystems;

140. *Also welcomes* the substantial ongoing work of the Food and Agriculture Organization of the United Nations related to the management of deep-sea fisheries in the high seas and the protection of vulnerable marine ecosystems, and urges States and regional fisheries management organizations and arrangements to ensure that their actions in sustainably managing deep-sea fisheries and implementing paragraphs 80 and 83 to 87 of resolution 61/105, paragraphs 113 and 119 to 124 of resolution 64/72 and paragraphs 121, 129, 130 and 132 to 134 of resolution 66/68 are consistent with the Guidelines;

141. *Affirms* the importance of the Food and Agriculture Organization of the United Nations continuing to undertake work pursuant to paragraphs 135 and 136 of resolution 66/68 as part of its ongoing programme for deep-sea fisheries;

142. *Takes note* of the convening of the regional workshop on vulnerable marine ecosystems in the Indian Ocean, held in Flick en Flac, Mauritius, from 25 to 27 July 2012, by the Food and Agriculture Organization of the United Nations and the SmartFish Programme of the Indian Ocean Commission;

143. *Encourages* accelerated progress to establish criteria on the objectives and management of marine protected areas for fisheries purposes, and in this regard welcomes the development by the Food and Agriculture Organization of the United

Nations of technical guidelines on marine protected areas and fisheries, and urges coordination and cooperation among all relevant international organizations and bodies;

144. *Urges* all States to implement the 1995 Global Programme of Action for the Protection of the Marine Environment from Land-based Activities[31] and to accelerate activity to safeguard the marine ecosystem, including fish stocks, against pollution and physical degradation, taking into account the increase of oceanic dead zones;

145. *Acknowledges* the serious environmental impacts on the marine environment caused by abandoned, lost or otherwise discarded fishing gear, and encourages States to take action to reduce such gear, noting the recommendations of the 2009 report by the United Nations Environment Programme and the Food and Agriculture Organization of the United Nations;[32]

146. *Reaffirms* the importance it attaches to paragraphs 77 to 81 of resolution 60/31 of 29 November 2005 concerning the issue of lost, abandoned or discarded fishing gear and related marine debris and the adverse impacts such debris and derelict fishing gear have on, inter alia, fish stocks, habitats and other marine species, and urges accelerated progress by States and regional fisheries management organizations and arrangements in implementing those paragraphs of the resolution;

147. *Encourages* further studies, including by the Food and Agriculture Organization of the United Nations, on the impacts of underwater noise on fish stocks and fishing catch rates, as well as associated socioeconomic effects;

148. *Calls upon* States, including through regional fisheries management organizations and arrangements, to play an active role in global efforts to conserve and sustainably use living marine resources, so as to contribute to marine biological diversity;

149. *Encourages* States, either individually or through regional fisheries management organizations and arrangements, as appropriate, to identify any spawning and nursery areas for fish stocks under their jurisdiction or competence and, where required, to adopt science-based measures to conserve such stocks during these critical life stages;

XI
Capacity-building

150. *Reiterates* the crucial importance of cooperation by States directly or, as appropriate, through the relevant subregional and regional organizations, and by other international organizations, including the Food and Agriculture Organization of the United Nations through its FishCode programme, including through financial and/or technical assistance, in accordance with the Agreement, the Compliance Agreement, the Code and its associated international plans of action, to increase the capacity of developing States to achieve the goals and implement the actions called for in the present resolution;

[31] See A/51/116, annex II.

[32] Available from www.fao.org/docrep/011/i0620e/i0620e00.htm.

151. *Welcomes* the ongoing work of the Food and Agriculture Organization of the United Nations in developing guidance on the strategies and measures required for the creation of an enabling environment for sustainable small-scale fisheries, and encourages studies for creating possible alternative livelihoods for coastal communities;

152. *Recalls* that in "The future we want" States recognized the importance of building the capacity of developing countries to be able to benefit from the conservation and sustainable use of the oceans and seas and their resources, and in this regard emphasized the need for cooperation in marine scientific research to implement the provisions of the Convention and the outcomes of the major summits on sustainable development, as well as for the transfer of technology, taking into account the Intergovernmental Oceanographic Commission Criteria and Guidelines on the Transfer of Marine Technology;[33]

153. *Also recalls* that in "The future we want" States urged the identification and mainstreaming by 2014 of strategies that further assist developing countries, in particular the least developed countries and small island developing States, in developing their national capacity to conserve, sustainably manage and realize the benefits of sustainable fisheries, including through improved market access for fish products from developing countries;

154. *Encourages* increased capacity-building and technical assistance by States, international financial institutions and relevant intergovernmental organizations and bodies for fishers, in particular small-scale fishers, in developing countries, and in particular small island developing States, consistent with environmental sustainability, in recognition of the fact that food security and livelihoods may depend on fisheries;

155. *Encourages* the international community to enhance the opportunities for sustainable development in developing countries, in particular the least developed countries, small island developing States and coastal African States, by encouraging greater participation of those States in authorized fisheries activities being undertaken within areas under their national jurisdiction, in accordance with the Convention, by distant-water fishing nations in order to achieve better economic returns for developing countries from their fisheries resources within areas under their national jurisdiction and an enhanced role in regional fisheries management, as well as by enhancing the ability of developing countries to develop their own fisheries, as well as to participate in high seas fisheries, including access to such fisheries, in conformity with international law, in particular the Convention and the Agreement, and taking into account article 5 of the Code;

156. *Requests* distant-water fishing nations, when negotiating access agreements and arrangements with developing coastal States, to do so on an equitable and sustainable basis and to take into account their legitimate expectation to fully benefit from the sustainable use of the natural resources of their exclusive economic zones, to ensure that vessels flying their flag comply with the laws and regulations of the developing coastal States adopted in accordance with international law and to give greater attention to fish processing and fish-processing facilities within the national jurisdiction of the developing coastal State to assist the realization of the benefits from the development of fisheries resources and also to

[33] See Intergovernmental Oceanographic Commission, document IOC/INF-1203.

the transfer of technology and assistance for monitoring, control and surveillance and compliance and enforcement within areas under the national jurisdiction of the developing coastal State providing fisheries access, taking into account the forms of cooperation set out in article 25 of the Agreement and article 5 of the Code;

157. *Encourages* States, individually and through regional fisheries management organizations and arrangements, to provide greater assistance and to promote coherence in such assistance for developing States in designing, establishing and implementing relevant agreements, instruments and tools for the conservation and sustainable management of fish stocks, including in designing and strengthening their domestic regulatory fisheries policies and those of regional fisheries management organizations or arrangements in their regions, and the enhancement of research and scientific capabilities through existing funds, such as the Assistance Fund under Part VII of the Agreement, bilateral assistance, regional fisheries management organizations and arrangements assistance funds, the FishCode programme, the World Bank's global programme on fisheries and the Global Environment Facility;

158. *Encourages* States to provide technical and financial support to developing countries to address their special requirements and challenges in implementing the Guidelines;

159. *Calls upon* States to promote, through continuing dialogue and the assistance and cooperation provided in accordance with articles 24 to 26 of the Agreement, further ratifications of or accessions to the Agreement by seeking to address, inter alia, the issue of lack of capacity and resources that might stand in the way of developing States becoming parties;

160. *Notes with appreciation* the compilation prepared by the Secretariat of the needs of developing States for capacity-building and assistance in the conservation and management of straddling fish stocks and highly migratory fish stocks and the sources of available assistance for developing States to address such needs;[54]

161. *Encourages* States, regional fisheries management organizations and arrangements and other relevant bodies to assist developing States in the implementation of the actions called for in paragraphs 80 and 83 to 87 of resolution 61/105, paragraphs 113, 117 and 119 to 124 of resolution 64/72 and paragraphs 121, 126, 129, 130 and 132 to 134 of resolution 66/68;

162. *Urges* States and regional economic integration organizations, individually and through regional fisheries management organizations and arrangements, to mainstream efforts to assist developing States, in particular the least developed and small island developing States, with other relevant international development strategies with a view to enhancing international coordination to enable them to develop their national capacity to exploit fishery resources, consistent with the duty to ensure the conservation and management of those resources, and in this regard requests the Secretary-General to fully mobilize and coordinate the agencies, funds and programmes of the United Nations system, including at the level of the regional economic commissions, within their respective mandates;

163. *Requests* States and regional fisheries management organizations to develop strategies to further assist developing States, in particular the least

[54] Available from www.un.org/depts/los/convention_agreements/fishstocksmeetings/compilation2009updated.pdf.

developed and small island developing States, in fully realizing the benefits from the catch of straddling fish stocks and highly migratory fish stocks and in strengthening regional efforts to sustainably conserve and manage such stocks, and in this regard, to make available such information;

XII
Cooperation within the United Nations system

164. *Requests* the relevant parts of the United Nations system, international financial institutions and donor agencies to support increased enforcement and compliance capabilities for regional fisheries management organizations and their member States;

165. *Invites* the Food and Agriculture Organization of the United Nations to continue its cooperative arrangements with United Nations agencies on the implementation of the international plans of action and to report to the Secretary-General, for inclusion in his annual report on sustainable fisheries, on priorities for cooperation and coordination in this work;

XIII
Activities of the Division for Ocean Affairs and the Law of the Sea

166. *Expresses its appreciation* to the Secretary-General for the report on sustainable fisheries, including through the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, and related instruments, prepared by the Division,[35] as well as for the other activities of the Division, which reflect the high standard of assistance provided to Member States by the Division;

167. *Requests* the Secretary-General to continue to carry out the responsibilities and functions entrusted to him by the Convention, the Agreement and the related resolutions of the General Assembly and to ensure the allocation of appropriate resources to the Division for the performance of its activities under the approved budget for the Organization;

XIV
Sixty-eighth session of the General Assembly

168. *Requests* the Secretary-General to bring the present resolution to the attention of all States, relevant intergovernmental organizations, the organizations and bodies of the United Nations system, subregional and regional fisheries management organizations and relevant non-governmental organizations, and to invite them to provide the Secretary-General with information relevant to the implementation of the present resolution;

169. *Notes* the desire to further improve the efficiency of and the effective participation of delegations in the informal consultations concerning the annual General Assembly resolution on sustainable fisheries, decides that the informal consultations on this resolution will be held in a single round of consultations in November for a period of six days, and invites States to submit proposals for

[35] A/67/315.

inclusion in the text of the resolution to the Coordinator of the informal consultations no later than five weeks before the start of the consultations;

170. *Decides* to include in the provisional agenda of its sixty-eighth session, under the item entitled "Oceans and the law of the sea", the sub-item entitled "Sustainable fisheries, including through the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, and related instruments", and to consider the possibility of including this sub-item in future provisional agendas on a biennial basis.